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APPENDIX A

United States Court of Appeals

FOR THE FOURTH CIRCUIT

No. 74-2011

UNITED STATES OF AMERICA, APPELLEE,

versus

NICK MICHAEL, APPELLANT

APPEAL FROM THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF SOUTH CAROLINA, AT SPARTANBURG
J. ROBERT MARTIN, JR., CHIEF JUDGE

Argued March 6, 1975 Decided March 17, 1975

Before WINTER, CRAVEN and RUSSELL
Circuit Judges

Charles Porter (Ward, Howell, Barnes and Long, and Glenn, Porter and Sullivan, P. A. on brief) for Appellant; Thomas P. Simpson, Assistant United States Attorney (John K. Grisso, United States Attorney, on brief), for Appellee.

PER CURIAM:

From our examination of the record and consideration of the briefs and oral argument, we are persuaded that the government offered evidence sufficient to permit the jury to find beyond a reasonable doubt that defendant joined the conspiracy to blow up Jupiter Mills, and that as a consequence the hearsay statements of his co-conspirators were admissible in evidence against him consistent with the rules of evidence and not in derogation of his sixth amendment right to confrontation.

AFFIRMED.

United States Court of Appeals

FOR THE FOURTH CIRCUIT

No. 74-2011

UNITED STATES OF AMERICA, APPELLEE,

versus

NICK MICHAEL, APPELLANT

Appeal from the United States District Court for the ..... District of ..... South Carolina.

This cause came on to be heard on the record from the United States District Court for the ..... District of ..... South Carolina, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said District Court appealed from, in this cause, be, and the same is hereby, affirmed.

/s/ WILLIAM K. SLATE, II,
Clerk.

A True Copy, Teste:
WILLIAM K. SLATE, II, Clerk.

By /s/ WILLIAM CARPENTER,
Deputy Clerk.